

IN THE CIRCUIT COURT OF HAMILTON COUNTY, TENNESSEE  
AT CHATTANOOGA

CARL LEWIS, in his individual capacity )  
and as father and next friend of )  
KARRIE'UN McGUIRE, a minor )  
Plaintiffs )  
v. )  
HAMILTON COUNTY DEPARTMENT )  
OF EDUCATION, DURHAM SCHOOL )  
SERVICES, L.P., NATIONAL EXPRESS, LLC, )  
JOHNTHONY WALKER, Individually and in his )  
capacity as an agent for the Hamilton County )  
Department of Education , Durham School )  
Services, L.P., and National Express, LLC, and )  
BENJAMIN COULTER, Individually and in his )  
capacity as an agent for the Hamilton County )  
Department of Education )  
Defendants )

NO. 17-C-291

DIVISION I

JURY DEMAND

FILED IN OFFICE  
2017 MAR 13 PM 2:49  
LAW CLERK  
DC

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**NOTICE AND ORDER OF VOLUNTARY DISMISSAL WITHOUT PREJUDICE**

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COME Plaintiffs, through their attorney, pursuant to Rule 41 of the *Tennessee Rules of Civil Procedure*, and hereby give notice of their intention to take a voluntary dismissal without prejudice as to any and all claims against Johnthony Walker which are included or includable in their Complaint. Accordingly, it is,

ORDERED, ADJUDGED and DECREED that any and all claims of Plaintiffs against Johnthony Walker which are included or includable in this case be and the same hereby are **DISMISSED WITHOUT PREJUDICE** to the refiling of the same.

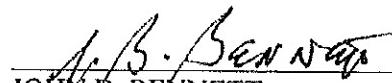
EXHIBIT

B

This Order shall have no effect on the claims of the Plaintiffs against the remaining Defendants which shall remain before the Court.

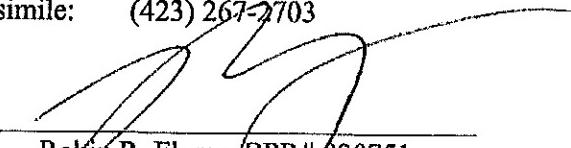
Taxing of court costs is deferred pending final outcome of this case.

ENTER this 13<sup>th</sup> day of March, 2017.

  
JOHN B. BENNETT  
CIRCUIT COURT JUDGE, DIVISION I

APPROVED FOR ENTRY:

**ROBIN R. FLORES, ATTORNEY**  
4110-A Brainerd Road  
Chattanooga, TN 37411  
Telephone: (423) 267-1575  
Facsimile: (423) 267-2703

By: 

Robin R. Flores, BPR# 020751  
*Attorney for Plaintiff*

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that an exact copy of this pleading has been served upon counsel for all parties at interest in this cause by delivering an exact copy to said counsel or by placing an exact copy in the United States mail addressed to said counsel with sufficient postage thereupon to carry the same to its destination.

This the 13 day of March, 2017.

Robinson, Smith & Wells

By: \_\_\_\_\_

cc: Ronald D. Wells, Attorney  
Robinson, Smith & Well, PLLC  
Suite 700, Republic Centre  
633 Chestnut Street  
Chattanooga, TN 37450  
*Attorney for Defendant, Johnnithony Walker*

Michael R. Campbell, Attorney  
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*Attorneys for Defendant, Durham School Services, L.P.*

dlw/030717/RDW/walkerjohnnithony.plaintiffs' notice and order of voluntary dismissal without prejudice.lewis

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LARRY L. HENRY, CLERK

BY HBN DC